

REMARKS

Reconsideration and allowance of the subject application are respectfully solicited.

Claims 20 through 26 and 29 through 33 are pending, with Claims 20 and 29 being independent. Claims 27 and 28 have been cancelled without prejudice to or disclaimer of the subject matter recited therein. Claims 20 and 29 have been amended. Dependent Claim 33 has been added.

Claims 20 through 32 were rejected under the judicially-created doctrine of obviousness-type double patenting over Claims 1 through 53 of U.S. Patent Application No. 09/558,118, which has now issued as U.S. Patent No. 6,839,770 B1 (Dillon '770). This rejection is respectfully traversed, and is submitted to have been obviated by the filing concurrently herewith of a Terminal Disclaimer with respect to that patent. Favorable consideration is earnestly solicited.

Claims 20 through 32 were rejected under 35 U.S.C. § 102(e) over U.S. Patent No. 5,594,490 (Dawson, et al.). Claims 20, 22, 23, and 28 through 32 were rejected under 35 U.S.C. § 102(b) over U.S. Patent No. 5,159,592 (Perkins). Claims 20 through 23 and 28 through 32 were rejected under 35 U.S.C. § 102(e) over U.S. Patent No. 5,640,504 (Johnson, Jr., et al.). All rejections are respectfully traversed.

Claim 20 recites, inter alia, that the drive is configured to send an IP packet from the TCP/IP stack through an IP tunnel across a network, wherein the IP packet from the TCP/IP stack, which IP packet comprises an IP header, is placed within

an ethernet packet before being received by the driver, and wherein said driver removes the ethernet header and ethernet checksum from the ethernet packet, and adds another IP header.

Claim 29 recites, inter alia, a driver that (i) receives an ethernet packet containing an IP packet from said TCP/IP stack, the IP packet comprising an IP header, (ii) removes the ethernet header and ethernet checksum from the ethernet packet, and (iii) adds another IP header, in combination with a browser.

However, Applicant respectfully submits that none of Dawson, et al., Perkins, and Johnson, Jr., et al. discloses or suggests at least the above-discussed claimed combinations of features as recited, inter alia, in Claims 20 and 29. Further, Applicant respectfully submits that there has been no showing of any indication of motivation in the relied upon material that would lead one having ordinary skill in the art to arrive at the above-discussed claimed features.

Claims 20 through 32 were rejected under 35 U.S.C. § 102(e) over the DirecPC document dated June 7, 1993. All rejections are respectfully traversed. Applicant respectfully submits that (1) this document is not a publication by others and therefore does not constitute prior art under the meaning of 35 U.S.C. § 102(a); (2) this document is not an application by others and therefore does not constitute prior art under the meaning of 35 U.S.C. § 102(e); and (3) this document does not constitute a publication more than one year before Applicant's June 8, 1994 filing date, and therefore does not constitute prior art under the meaning of 35 U.S.C. § 102(b).

The dependent claims are also submitted to be patentable because they set forth additional aspects of the present invention and are dependent from independent claims discussed above. Therefore, separate and individual consideration of each dependent claim is respectfully requested.

REQUEST FOR INTERVIEW

If any questions remain, Applicant respectfully requests that the Examiner contact Applicant's undersigned representative, Craig L. Plastrik, at (301) 601-7252 to schedule a personal interview. Favorable consideration in this regard is earnestly solicited.

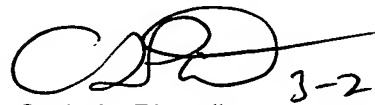
CONCLUSION

Applicant submits that this application is in condition for allowance, and a Notice of Allowance is respectfully requested.

PATENT
Attorney Docket No.: PD-N94026K
Customer No.: 020991

Applicant's undersigned attorney may be reached at (301) 601-7252. All
correspondence should continue to be directed to our below-listed address.

Respectfully submitted,



3-2-05

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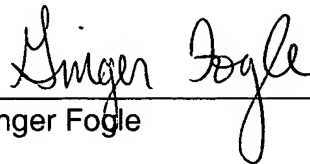
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